

Public Necessity Rules
of
The Tennessee Department of Human Services
Family Assistance Division

FS 07-03-07
DBD 2592


Chapter 1240-1-50
Financial Eligibility Requirements
Families First Program

Standard of Need/Income

Statement of Necessity Requiring Public Necessity Rules

Tennessee Code Annotated, Section 71-3-155(e) requires that the standard of need for recipients of temporary assistance in the Families First program for the fiscal year be set by rule of the Tennessee Department of Human Services on July 1 of each year. TCA Section 71-3-155(f) further requires that the maximum grants be set, as a percentage of the standard of need, in the annual Appropriations Act or in rule of the Department. Additionally, because the amount of funding available for grants and the new standard of need is not known until the passage of the annual Appropriations Act [Section 10, Item 19, Senate Bill 2334/House Bill 2353 (2007)] which did not occur until June 12th of 2007, and because the law requires that the standard of need and grant amounts be set by rule to be effective on July 1 of the fiscal year, it is not possible to establish rules by regular rulemaking procedures.

For a complete copy of these public necessity rules, contact: Phyllis Simpson, Assistant General Counsel, Tennessee Department of Human Services, Citizens Plaza Building, 400 Deaderick Street, 15th Floor, Nashville, TN 37248-0006, telephone number (615) 313-4731.


Virginia T. Lodge
Commissioner
Tennessee Department of Human Services

Public Necessity Rules
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Family Assistance Division

Chapter 1240-1-50
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Amendments

Rule 1240-1-50-.20 Standard Of Need/Income, is amended by deleting parts 1 and 2 under subparagraph (g), paragraph (1), and by substituting instead the following language so that, as amended, parts 1 and 2 under subparagraph (g), paragraph (1) shall read as follows:

1. Tables

Table I

Number of Persons in Assistance Group	1	2	3	4	5	6	7	8	9	10
Gross Income Standard	1217	1574	1837	2011	2257	2379	2518	2609	2764	2838
Consolidated Need Standard	658	851	993	1087	1220	1286	1361	1410	1494	1534
Standard Payment Amount (SPA)	95	142	185	226	264	305	345	386	425	467

Minimum Families First Payment is \$10 per month for any Assistance Group

Number of Persons in Assistance Group	11	12	13	14	15	16	17	18	19	20
Gross Income Standard	2932	3021	3102	3180	3252	3319	3480	3430	3471	3498
Consolidated Need Standard	1585	1633	1677	1719	1758	1794	1827	1854	1876	1891
Standard Payment Amount (SPA)	508	549	589	630	670	711	750	790	831	871

Minimum Families First Payment is \$10 per month for any Assistance Group

Table II

Number of Persons in Assistance Group	1	2	3	4	5	6	7	8	9	10
Gross Income Standard	1217	1574	1837	2011	2257	2379	2518	2609	2764	2838
Consolidated Need Standard	658	851	993	1087	1220	1286	1361	1410	1494	1534

Standard Payment Amount (SPA)	140	192	232	242	291	305	345	386	425	467
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Minimum Families First Payment is \$10 per month for any Assistance Group

Number of Persons in Assistance Group	11	12	13	14	15	16	17	18	19	20
Gross Income Standard	2932	3021	3102	3180	3252	3319	3480	3430	3471	3498
Consolidated Need Standard	1585	1633	1677	1719	1758	1794	1827	1854	1876	1891
Standard Payment Amount (SPA)	508	549	589	630	670	711	750	790	831	871

Minimum Families First Payment is \$10 per month for any Assistance Group

2. The Families First standard payment amount (maximum payment) for an assistance group of three (3) persons represents 18.6 % of the consolidated need for an assistance group of that size. The Families First maximum differential grant payment amount for an assistance group of three (3) persons represents 23.3% of the consolidated need for an assistance group of that size. The payment for groups composed of different numbers of recipients represents an upward adjustment of the percentage in the preceding sentence which is necessary to maintain the payment at a level not more or less than that paid in fiscal year 2006-2007.

Authority: TCA §§ 4-5-201 et seq.; 71-1-105; 71-3-151—71-3-165, 71-3-154(i); 71-3-155(e)-(g); Senate Bill 2334/House Bill 2353 (2007); 42 USCA §§ 601 et seq.; and 45 CFR § 233.20.

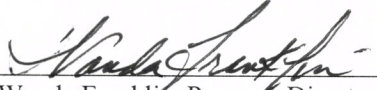
Legal Contact or Party who will approve final copy:

Phyllis Simpson
Assistant General Counsel
Citizens Plaza Building, 15th Floor
400 Deaderick Street
Nashville, Tennessee 37248-0006
(615) 313-4731

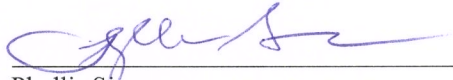
Contact for disk acquisition:

Alan Buescher
Legal Assistant
Citizens Plaza Building, 15th Floor
400 Deaderick Street
Nashville, Tennessee 37248-0006
(615) 313-4731

Signature of the agency officer or officers directly responsible for proposing and/or drafting these rules.

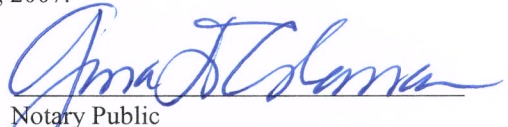

Wanda Franklin, Program Director
Families First Policy
Tennessee Department of Human Services

I certify that this is an accurate and complete copy of public necessity rules lawfully promulgated by the Department of Human Services on the 14th day of June, 2007.

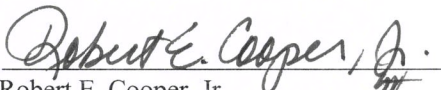

Phyllis Simpson
Assistant General Counsel
Tennessee Department of Human Services

Sworn to and subscribed before me this the 14th day of June, 2007.




Notary Public
25th day of July, 2009.

All public necessity rules provided for herein have been examined by the Attorney General and Reporter for the State of Tennessee and are approved as to legality pursuant to the provisions of the Administrative Procedures Act, Tennessee Code Annotated, Title 4, Chapter 5.


Robert E. Cooper, Jr.
Attorney General and Reporter

The public necessity rules set out herein were properly filed in the Department of State on the 2 day of July, 2007, and will be effective from the date of filing for a period of 165 days. These public necessity rules will remain in effect through the 14 day of Dec, 2007.


Riley Darnell
Secretary of State

By: 